

Amendment 36 has been recategorized from State Finance and Transportation.

Amendment 862 has been recategorized from Legislation Non-Budgetary.

Amendments from Education and Local Aid: 14, 15, 20, 36, 66, 69, 71, 100, 114, 183, 205, 218, 220, 221, 236, 255, 256, 271, 298, 304, 326, 337, 387, 404, 406, 410, 413, 427, 448, 449, 452, 457, 458, 460, 464, 470, 478, 503, 506, 521, 548, 542, 556, 557, 561, 568, 572, 586, 587, 602, 615, 616, 617, 624, 632, 649, 656, 658, 661, 662, 676, 695, 696, 697, 702, 720, 721, 727, 728, 729, 730, 736, 761, 762, 765, 766, 769, 772, 773, 800, 803, 805, 815 and 865.

Amendments from Higher Education: 24, 25, 173, 207, 259, 264, 310, 373, 393, 397, 398, 399, 437, 552, 620, 621, 704, 705, 738, 740, 760, 763, 793 and 863.

Mr. Murphy of Burlington and others move to amend H. 4600, in item 1775-0100, by adding the following: “; provided further, that not later than December 31, 2010, the division shall submit a report to the house and senate committees on ways and means and the joint committee on education on the policies, procedures and activities of the division associated with the recoupment of funds or reduction of future prices paid to approved private school programs as a result of administrative reviews conducted by the division; provided further, that the report shall include, but not be limited to the following: (i) a description of the circumstances under which the department has most commonly exercised its authority to so recoup and reduce, (ii) the correlation of recouping and reducing with the imposition of price freezes imposed on programs in recent years, (iii) the impact of recoupment actions and reductions on the efforts and ability of programs to effectively manage their budgets and maintain fiscal viability during periods of price freezes and other periods of fiscal stress, and (iv) the relationship between recoupment and price reduction activities of the division and the programmatic monitoring activities and program oversight activities of the department of elementary and secondary education”.

And move to further amend the bill in Section 2, in line item 3000-2000, inserting after the words “walk-in services for homeless families” the following: “; and provided further that voucher management, information and referral, and enhanced consumer education shall be provided by the same agency”.

And move to further amend the bill in section 2, in item 3000-3050, by inserting after the word “exist;” the following: “ provided further, that funds may be used to provide services during a transition period of 6 months for families upon closure of their case;”.

And further amend the bill in section 2, in item 3000-3050, by striking out the figures “\$90,286,814” and inserting in place thereof the figures “89,786,814”.

And further amend the bill in section 2, in item 3000-6075, by striking out the figures “\$500,000” and inserting in place thereof the figures “\$1,000,00”.

And further amend the bill in section 2 by striking out item 3000-7050 and inserting in place thereof the following item:

3000-7050 For grants to programs that improve the early literacy, school readiness and parenting skills of participants in early education and care programs in the commonwealth, including, but not limited to, the Parent-Child Home Program and Reach Out and Read; provided, that the department shall distribute the grants no later than August 31, 2010, in order to allow a full year of service for families involved in these programs; and provided further, that the department shall, to the maximum extent feasible, coordinate services provided through this item with services provided through items 3000-6000 and 3000-7000 in order to ensure that parents receiving services through this item are aware of all opportunities available to them and their children through the department.....5,000,000

And further amend the bill in section 2, in item 7000-9401, by adding the following: “; and provided further, that said section 19C of said chapter 78 shall not apply to a municipality with more than 500,000 residents during fiscal year 2011 unless such municipality funds and maintains operations for all branch libraries in service as of January 1, 2010 and funds and maintains staffing levels at its central library as such staffing levels existed on January 1, 2010”.

And move to amend the bill further in section 2, in item 7000-9401, by inserting at the end thereof the following: “; and provided further, that the board of library commissioners shall provide funds for the continued operation of no fewer than two regional library systems to serve the different geographic regions of the Commonwealth, one of which shall serve eastern Massachusetts and one which shall serve the western Massachusetts regional library system.”

And further amend the bill in section 2, in item 7000-9501, by inserting after the words “nonresident circulation offset program” the following: “; provided further that said section 19A of said chapter 78 shall not apply to a municipality with more than 500,000 residents during fiscal year 2011 unless such municipality funds and maintains operations for all branch libraries in service as of January 1, 2010 and funds and maintains staffing levels at its central library as such staffing levels existed on January 1, 2010”.

And further amend the bill in section 2, in item 7006-0140, by adding the following: “; and provided further that said section 18D of said chapter 58 shall not apply to a municipality with more than 500,000 residents during fiscal year 2011 unless such municipality funds and maintains operations for all branch libraries in service as of January 1, 2010 and funds and maintains staffing levels at its central library as such staffing levels existed on January 1, 2010”.

And further amend the bill in section 2, in item 7009-6379, by striking the figures “\$643,603” and inserting in place thereof the figures “742,923”.

And further amend the bill in section 2, in item 7010-0005, by adding the following: “; and provided further, that the department, in collaboration with the commission on gay and lesbian youth established by section 67 of chapter 3 of the General Laws, may allocate funds for programming to ensure public

schools' compliance with the board of elementary and secondary education's recommendations which take into account the commission's recommendations, for the support and safety of gay and lesbian students and the implementation of related suicide and violence prevention efforts and reduction of health disparities for GLBT youth”.

And further amend the bill in section 2, in item 7010-0033, by striking out the figures “3,097,940” and inserting in place thereof the figures “2,347,940”.

And further amend the bill in section 2, by inserting after item 7010-0033 the following item:

7030-1005      For Reading Recovery, a one-to-one, early intervention, individual tutorial literacy program designed as a pre-special education referral and short-term intervention for children who are at risk of failing to read in the first grade; provided, that said program shall provide ongoing documentation and evaluation of results.....\$750,000

And further amend the bill in section 2 by inserting after line item 7061-9612 the following item:

7061-9614      For the alternative education grant program established pursuant to section 1N of chapter 69 of the General Laws; provided, that the commissioner shall allocate funds for both subsections (a) and (b) of said section 1N of said chapter 69; and provided further, that no funds shall be expended for personnel costs.....\$200,000

And further amend the bill in section 2, in item 7061-0012, by striking the words “that the department shall make funds available to the department of developmental services for the voluntary residential placement program administered by the department;” and inserting in place thereof the following: “that the department shall make no less than \$6,500,000 available to the department of developmental services for the voluntary residential placement program administered by the department;”.

And further amend the bill in section 2, in item 7061-0012, by striking the words “for the cost of borrowing audio textbooks by special education students;” and inserting in place thereof the following: “for the costs of borrowing human speech audio textbooks by special education students in schools identified for improvement, corrective action or restructuring;”.

And further amend the bill in section 2, in item 7061-9010, by striking the figures “\$74,082,992” and inserting in place thereof the figures “\$71,554,914”

And further amend the bill in section 2, in item 7061-9408, by inserting after the words “summer months;” the following: “provided further, that in carrying out the provisions of this item, the department may contract with vendors that have an established record of working with schools to target and enhance middle school academic support services; provided further, that the department shall give priority to programs that have the capacity to serve not less than 25 per cent of a district’s middle school population, make available documentation of a minimum of \$1 in private sector local or federal funds for every \$1 in

state funds and extend the learning day for students on site in the same building where students attend school during the day by a minimum of 10 hours per school week; provided further, that said programs shall have conducted at least 1 independent longitudinal study demonstrating gains in student performance in any of the following areas: MCAS scores, school attendance, student grades or long-term high school graduation rates, teach students in groups with ratios no larger than 1 teacher to 18 students or integrate an extended school faculty which includes an on-site leader; provided further, that said program shall develop data sharing agreements and memoranda of understanding with middle schools to ensure the timely and effective sharing of grade progress and other formative or diagnostic measurements of student progress;”.

And further amend the bill in section 2, in item 7061-9412, by striking out the word “evaluate” and inserting in place thereof the word “support”.

And further amend the bill in section 2, in item 7061-9600, by inserting after the words “to students who are considered to have severe disabilities and” the following: “, in the case of students ages 18 to 19, will be limited to students with severe disabilities who”.

And further amend the bill in section 2, item 7061-9600, by inserting after the words “no funds shall be expended for personnel” the following: “employed by the department of elementary and secondary education”.

And further amend the bill in section 2, in item 7066-0009, by striking the figures “\$346,245” and inserting in place thereof the figures “\$367,500”.

And further amend the bill in section 2, in item 7077-0023, by striking the words “under the Massachusetts resident veterinary tuition remission plan submitted January 8, 1998,”; and further amend said item by adding the following: “in consultation with Massachusetts emergency authorities”.

And further amend the bill in section 2, in item 7100-0200, by inserting after the words “division of capital asset management and maintenance;” the following: “provided further, that the University of Massachusetts shall expend funds for the operation of the department of higher education’s commonwealth college honors program at the University of Massachusetts Amherst, for capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River and for the operation of the Future of Work Research Initiative at the University of Massachusetts Labor Centers at Amherst, Boston, Dartmouth and Lowell campuses;”.

And further amend the bill adding the following 3 sections:

SECTION XX. Chapter 773 of acts of 1960 is hereby amended by inserting after section 17 the following section:-

Section 17A. The Authority may indemnify and defend present and past members, officers and employees of the Authority against liabilities, claims, actions, suits, demands, judgments, reasonable costs and expenses, including reasonable legal expenses, in connection with an actual or threatened suit or

proceeding, including any compromise or settlement thereof approved by the Authority, arising by reason of any act or omission of such person within the scope of such person's employment, official duties or responsibilities for the Authority; provided, however, that no indemnification shall be provided concerning a matter as to which such person acted with: (1) malice; (2) without a reasonable good faith belief that such person's conduct was in the best interest of the Authority; or (3) with the knowledge that such person's conduct was unlawful. The Authority may procure insurance for itself and for its members, officers and employees against liabilities, losses and expenses which may be incurred by virtue of this section or otherwise.

SECTION XX. Notwithstanding any general or special law to the contrary, the department of elementary and secondary education shall develop a plan for any city or town that has enrolled more than 25 new Haitian students since January 2010 due to the crisis in Haiti. The report shall include, but not be limited to, the per pupil cost and the per pupil cost of counseling and interpretive services; provided further, that no later than December 31, 2010, the plan shall be submitted to the speaker of the house of representatives, the president of the senate, the house and senate committees on ways and means and the joint committee on education.

SECTION XX. Notwithstanding any general or special law to the contrary, Framingham State College, with the approval of the executive office for administration and finance and the board of higher education, may borrow an amount not to exceed \$10,000,000 through the Massachusetts Health and Educational Facilities Authority or any other authorized funding source for support of the division of capital asset and management-studied upgrade of science and academic facilities project.